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8156 7590 03/03/2005

**JOHN P. O'BANION
O'BANION & RITCHEY LLP
400 CAPITOL MALL SUITE 1550
SACRAMENTO, CA 95814**

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John P. O'Banion	(Depositor's name)
	
(Signature)	
June 2, 2005	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/631,022	07/29/2003	Louise E. Moser	ETE5342.05A2	9512

TITLE OF INVENTION: CONSISTENT MESSAGE ORDERING FOR SEMI-ACTIVE AND PASSIVE REPPLICATION

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
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nonprovisional	YES	\$700	\$300	\$1000	06/03/2005
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EXAMINER	ART UNIT	CLASS-SUBCLASS
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LOHN, JOSHUA A	2114	714-004000
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1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
 "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 **John P. O'Banion**
2 _____
3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

ETERNAL SYSTEMS, INC.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

SAN JOSE, CALIFORNIA	01 FC:2501	700.00 OP
	02 FC:1504	300.00 OP
	03 FC:8001	30.00 OP

Please check the appropriate assignee category or categories (will not be printed on the patent): Individual Corporation or other private group entity Government

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 Payment by credit card. Form PTO-2038 is attached.
 The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

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a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature **John P. O'Banion**

Date **6/6/05**

Typed or printed name **John P. O'Banion**

Registration No. **33201**

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/631,022 Confirmation No.: 9512
Applicant : LOUISE E. MOSER
Title : CONSISTENT MESSAGE ORDERING FOR SEMI-ACTIVE AND
PASSIVE REPLICATION
Filed : JULY 29, 2003
TC/A.U. : 2114
Examiner : LOHN, JOSHUA A.
Docket No. : ETE5342.05A2
Cust. No. : 8156

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Alexandria, VA 22313-1450

ISSUE FEE TRANSMITTAL LETTER
(Small Entity)

Dear Sir:

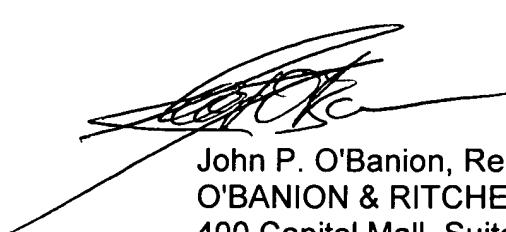
The following items are enclosed:

1. Part B - Fee(s) Transmittal (PTOL-85);
2. Check in the amount of \$ 1030
 \$700 issue fee
 \$300 publication fee
 \$ 30 advance order fee (10 copies)

Please charge any fee deficiency to Deposit Account No. 07-1137.

Date: 6/6/05

Respectfully submitted,


John P. O'Banion, Reg. No. 33,201
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400 Capitol Mall, Suite 1550
Sacramento, CA 95814
(916) 498-1010



CERTIFICATION UNDER 37 CFR 1.8

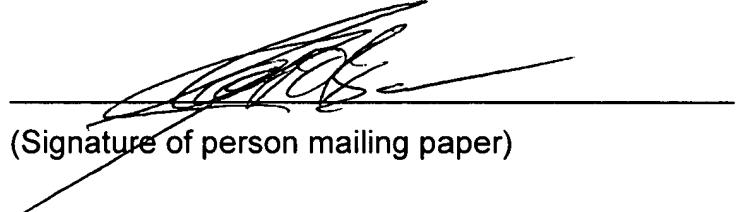
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JOHN P. O'BANION

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